



PATENT

Attorney Reference Number 3468-61319/RJP

DAC

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

This application of: Henry D. Wood, et al.

Application No. 10/040,240

Filed: October 26, 2001

Confirmation No. 9266

For: ROD REPLENISHMENT SYSTEM FOR USE IN  
SINGLE CRYSTAL SILICON PRODUCTION

Examiner: Felisa Carla Hiteshew

Art Unit: 1765

Attorney Reference No. 3468-61319/RJP

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Attention: Office of Petitions, MAIL STOP PETITION, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney  
for Applicant(s)

Date Mailed September 12, 2003

Attention: Office of Petitions

**MAIL STOP PETITION**

COMMISSIONER FOR PATENTS

P.O. BOX 1450

ALEXANDRIA, VA 22313-1450

TRANSMITTAL LETTER

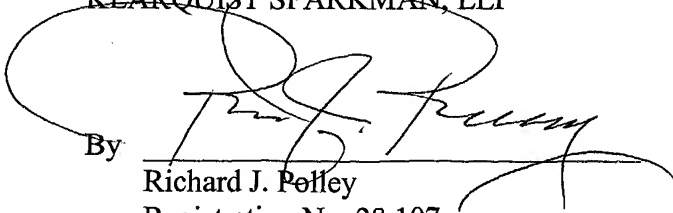
Enclosed for filing in the application referenced above are the following:

- ☒ Conditional Petition for Revival of an Application for Patent Abandoned for Failure to Notify the Office of a Foreign or International Filing (37 CFR 1.137(f)).
- ☒ Exhibit A (Request to Rescind Previous Nonpublication Request 35 U.S.C. § 122(b)(2)(B)(ii)).
- ☒ A check in the amount of \$1,300.00 to cover the above-listed fees.
- ☒ The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By

  
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Registration No. 28,107

One World Trade Center, Suite 1600  
121 S.W. Salmon Street  
Portland, Oregon 97204  
Telephone: (503) 226-7391/Facsimile: (503) 228-9446  
cc: Client; Docketing

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OFFICE OF PETITIONS



PATENT  
Attorney Reference Number: 3468-61319/RJP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Henry D. Wood, et al.

Art Unit: 1765

Application No. 10/040,240

CERTIFICATE OF MAILING

Filed: October 26, 2001

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on September 12, 2003, as First Class Mail in an envelope addressed to: MAIL STOP ISSUE FEE, COMMISSIONER FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450.

For: ROD REPLENISHMENT SYSTEM FOR  
USE IN SINGLE CRYSTAL SILICON  
PRODUCTION

Examiner: Felisa Carla Hiteshew

Attorney for Applicant

Date: September 12, 2003

**CONDITIONAL PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR  
INTERNATIONAL FILING (37 CFR 1.137(f))**

Attention: Office of Petitions  
**Mail Stop Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

The above-identified application may have become abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing.

Thus, pursuant to 37 CFR 1.137(f), Applicants hereby petition, if necessary, for revival of this application under 37 CFR 1.137(b).

Subsequent to the filing of the above-identified application, an application was filed in another country that requires publication of applications eighteen months after filing. The filing date of the subsequently-filed foreign application is December 3, 2001.

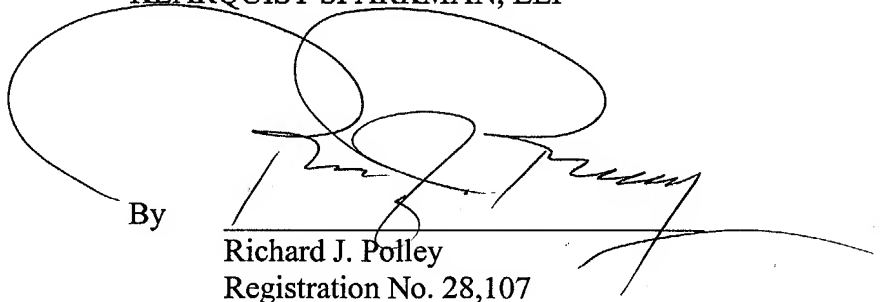
Applicants previously notified the Office of the filing of an application in a foreign country by means of a Request to Rescind Previous Nonpublication Request (copy attached as Exhibit A) filed on February 19, 2002. As explained in Exhibit A, it was impossible for the Applicants to submit the notice within the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

In this circumstance, Applicants do not know whether it is necessary to petition for revival of this application. If revival is necessary, please consider this to be a petition therefore. If the application was abandoned, the abandonment most certainly was unintentional.

The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

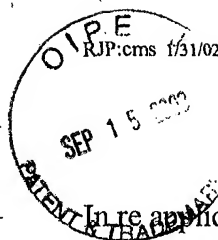
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RJP:cms 1/31/02 3468-61319 96254

PATENT  
Attorney Reference Number 3468-61319/RJP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: John Peter Hill, et al.

Art Unit:

Application No. 10/040,240

CERTIFICATE OF MAILING

Filed: October 26, 2001

For: ROD REPLENISHMENT SYSTEM FOR  
USE WITH SINGLE CRYSTAL SILICON  
PRODUCTION

Examiner:

Date: January 31, 2002

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on January 31, 2002, as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, WASHINGTON D.C. 20231.

Attorney for Applicant

**REQUEST TO RESCIND  
PREVIOUS NONPUBLICATION REQUEST 35 U.S.C. § 122(b)(2)(B)(ii)**

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COMMISSIONER FOR PATENTS  
WASHINGTON, DC 20231

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OFFICE OF PETITIONS

This request is signed in compliance with 37 CFR § 1.33(b). Applicants hereby **rescind** the previously submitted request that the above-referenced patent application not be published under 35 U.S.C. § 122(b).

This request is being filed because a corresponding patent application was filed in a foreign country on December 3, 2001.

This request is being submitted more than forty-five days after the filing of the foreign patent application. The delay in submitting this paper was unintentional.

The undersigned has been aware of the need to file this paper, but until the undersigned received a postcard receipt on January 29, 2002, applicants had no knowledge of the serial number of above-referenced patent application and thus have not been able to file a request to rescind.

The undersigned has, since December 3, 2001, been checking periodically for any indication of a patent application number so that this paper might be filed. To date, applicants have not received a filing receipt or any other formal communication from the Patent and Trademark Office regarding the above-referenced patent application.

It is believed that the delay has been the result of anthrax decontamination efforts by the Postal Service. The above-referenced application was transmitted to the Patent and Trademark Office as Express Mail package No. EL 874430959 US on October 26, 2001. But the Post



Office website (see enclosure) shows that Express Mail package No. EL 874430959 US was not delivered until January 3, 2002.

Accordingly, acceptance of this paper is requested.

Dated: January 31, 2001

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

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Facsimile: (503) 228-9446

cc: Client  
Docketing

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EXHIBIT

A